

Message Text

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ACTION ARA-14

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P R 292025Z JUL 77
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TO SECSTATE WASHDC PRIORITY 7908
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AMEMBASSY BRASILIA
AMCONSUL RIO DE JANEIRO

UNCLAS SAO PAULO 1973

FROM COMMERCIAL COUNSELOR

E.O. 11652: N/A
TAGS: BEXP, BR
SUBJ: DECLARATORY ACT FOR SAO PAULO TRADE CENTER

REF: SAO PAULO 1665; STATE 160434

1. ON JULY 29 THE BRAZILIAN FINANCE MINISTRY SIGNED THE DECLARATORY ACT ESTABLISHING THE CUSTOMS WAREHOUSE FACILITIES FOR THE US TRADE CENTER IN SAO PAULO. TECHNICALLY THE ACT DOES NOT BECOME EFFECTIVE UNTIL PUBLISHED IN THE DIARIO OFICIAL A FEW DAYS HENCE, BUT THE FINANCE MINISTRY HAS GIVEN US A SIGNED COPY OF THE ACT TO USE IN OBTAINING IMPORT LICENSES FROM CACEX FOR THE GOODS TO BE EXHIBITED AT THE SEPTEMBER SHOW.

2. THE MAIN PROVISIONS OF OF THE DECLARATORY ACT ARE THE FOLLOWING. WITHIN 45 DAYS FROM THE END OF EACH SHOW THE PRODUCTS EXHIBITED MAY BE EITHER (A) IMPORTED FOR CONSUMPTION AFTER PAYMENT OF DUTY (UNLESS DUTY HAS BEEN WAIVED OR REDUCED BY THE GOB), (B) RE-EXPORTED, OR (C) ENTERED IN A PUBLIC BONDED WAREHOUSE. GOODS ENTERED IN A PUBLIC BONDED WAREHOUSE MAY REMAIN THERE FOR A PERIOD OF ONE YEAR DATING FROM THEIR ORIGINAL ARRIVAL AT THE TRADE CENTER. GODS MAY STILL BE SOLD DURING THEIR FIRST 120 DAYS IN A
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PUBLIC BONDED WAREHOUSE. IF THEY ARE SOLD, THE BUYER WILL BE ENTITLED TO KEEP THEM IN THE PUBLIC BONDED WAREHOUSE FOR THE REMAINDER OF THE ONE YEAR PERIOD IF THE BUYER WISHES TO USE THAT PERIOD TO NEGOTIATE FOR EXEMPTION OR REDUCTION OF THE IMPORT DUTIES. ANY GOODS NOT IMPORTED FOR CONSUMPTION AT THE END OF THE ONE-YEAR PERIOD WILL HAVE TO BE RE-EXPORTED WITHIN THE FOLLOWING 45 DAYS.

3. DR. RENATO PALOMBA, THE FINANCE MINISTRY OFFICIAL, PRIMARILY RESPONSIBLE FOR DRAFTING THE DECLARATORY ACT, SAID THAT AFTER LONG DISCUSSION WITHIN THE GOB IT WAS DECIDED THAT IT WAS PREFERABLE NOT TO INCLUDE ANY SPECIFIC REFERENCE TO BETWEEN SHOW PROMOTIONS, SINCE THIS WAS NOT NECESSARY, THERE BEING NOTHING IN THE FINAL LANGUAGE WHICH PRECUEDED SUCH EVENTS. HE GAVE THE EMBASSY ASSURANCES THAT THE FINANCE MINISTRY WILL GRANT SUSPENSION OF CUSTOMS DUTIES FOR ANY US GOODS EXHIBITED IN A BETWEEN SHOW PROMOTION APPROVED BY THE MINISTRY OF INDUSTRY AND COMMERCE UNDER THE CONSULTATIVE LETTER PROCEDURE DESCRIBED IN SAO PAULO 1665.

4. THE FINAL VERSION OF THE DECLARATORY ACT GIVES US MUCH MORE FLEXIBILITY THAN THE ORIGINAL DRAFT SHOWN US IN MAY. FURTHERMORE, THE ASSURANCES WE HAVE RECEIVED FROM THE FINANCE MINISTRY AND THE MINISTRY OF INDUSTRY AND COMMERCE REGARDING BETWEEN SHOW PROMOTIONS GIVE US NEW POSSIBILITIES FOR THIS TYPE OF EVENT.

5. FULL TEXT AND TRANSLATION BEING POUCHED.
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